

and the judge of the police court, and such police shall not be entitled to receive any fees whatsoever for the services of any process, criminal or civil. The board of commissioners of said city shall require the entire police force to wear badges, and to be so armed and uniformed as to be readily recognized by the public as peace officers: *Provided*, that the commissioner of public safety, when he deems it necessary, may authorize such officer to be on duty in plain clothes. The police of the city shall have the power to do whatever may be necessary to preserve the good order and peace of the city, and secure the inhabitants from personal violence and their property from loss or injury: *Provided, however*, that such action in preserving the good order and peace of the said city shall not exceed the authority of law vested in such officers by the Constitution of the State of North Carolina, the general laws of the State, the charter and ordinances of the city of Asheville."

Badges, arms and uniforms.

Proviso: plain clothes men.

Powers of police.

Proviso: limit of power.

SEC. 22. That section one hundred and ninety-nine-A be and the same is hereby repealed and a new section one hundred and ninety-nine-A inserted in lieu thereof, to read as follows:

"SEC. 199-A. *Penalty for failure to abate nuisances.* If the owner, agent, tenant or occupant of any premises in said city on or in connection with which any nuisance shall be committed, or about to be committed, shall refuse, fail or neglect to comply with any order of said board of commissioners to remove, abate, prevent or discontinue the same within the time in such order required, he or she shall be guilty of a misdemeanor, and for each offense, upon conviction, fined not more than fifty dollars (\$50) or imprisoned not more than thirty days, and said board of commissioners may at any time proceed to remove, abate, prevent or discontinue, or cause to be discontinued such nuisance, and the costs of so doing shall be charged upon such premises, and constitute a lien thereon paramount to all liens, except taxes or assessments of said city, from the time of so doing, and shall be collected and enforced in the same manner in all respects as liens for the expense of constructing sidewalks, as hereinafter provided."

Penalty for failure to abate nuisance.

Abatement by city.

Liens for expense of abatement.

SEC. 23. That section two hundred and fifty be and the same is hereby repealed and a new section two hundred and fifty inserted in lieu thereof, to read as follows:

"SEC. 250. *Time of general election.* There shall be on the third Tuesday in May, one thousand nine hundred and twenty-three, and every four years thereafter, elected a mayor (who shall also be commissioner of public accounts and finances), a commissioner of public works, a commissioner of public safety (who, together shall constitute the board of commissioners of the city of Asheville), and a judge of the police court, which general election shall be partisan, as provided in section two hundred and fifty-six hereof."

Time for general election.

Election partisan.